



Applicant or Patentee: Robe & Morrow Attorney's
Serial or Patent No.: _____ Docket No.: 9101B-CIP

For: Method and Compositions to Assess Oxidative Stress In Vivo

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION Vanderbilt University
ADDRESS OF ORGANIZATION 305 Kirkland Hall,
Nashville, Tennessee 37240

TYPE OF ORGANIZATION

☒ University or other institution of higher education

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled Method and Compositions to Assess Oxidative Stress In Vivo

by inventor(s) Roberts and Morrow described in

☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Jeff Carr
TITLE IN ORGANIZATION Vice-Chancellor for University Relations & General Counsel
ADDRESS OF PERSON SIGNING 305 Kirkland Hall, Nashville, TN 37240

SIGNATURE [Signature] DATE September 9, 1994

COMBINED DECLARATION AND POWER OF ATTORNEY IN
APPLICATION CONTAINING ADDITIONAL SUBJECT MATTER

We, the below named inventors, hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names; that we verily believe that we are the original, first and sole inventors of the invention entitled:

METHOD AND COMPOSITIONS TO ASSESS
OXIDATIVE STRESS IN VIVO

described and claimed in an application filed _____, and assigned Serial No. _____; which is a continuation-in-part of U.S. Serial No. 07/715,419, filed June 14, 1991. We have reviewed and understand the contents of the specification including the claims, as amended by any amendments specifically referred to in this Declaration; that we acknowledge the duty to disclose information which is material to the examination of the application in accordance with Section 1.56 (a). We hereby claim foreign priority benefits under title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

None

— We hereby appoint as our attorney(s), with full powers of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Timothy L. Tilton (Reg. No. 16,926), Jerome F. Fallon (Reg. No. 17,699), John B. Lungmus (Reg. No. 18,566), John W. Chestnut (Reg. No. 24,096), Richard B. Hoffman (Reg. No. 26,910), Vasilios D. Dossas (Reg. No. 30,745), Joseph P. Reagen (35,322), all of the 100 South Wacker Drive, Chicago, Illinois 60606.

Direct all telephone calls to Timothy L. Tilton at telephone no. (312) 456-8000.

Address all correspondence to:

Timothy L. Tilton
TILTON, FALLON, LUNGMUS & CHESTNUT
100 S. Wacker Drive, Suite 960
Chicago, Illinois 60606-4002

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

Signature

Full Name of First Inventor: L. Jackson Roberts II

Residence: 6000A River Road
Nashville, Tennessee 37209

Post Office Address: Same

Citizenship: United States of America

Date

Signature

Full Name of Second Inventor: Jason D. Morrow

Residence: 1721 Warfield Drive
Nashville, Tennessee 37215

Post Office Address: Same

Citizenship: United States of America

1.56 Duty of Disclosure

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.